**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**
**FARAD CONTINUATION SHEET**
**CIVIL APPLICATION NO.1078 OF 1997**
**IN**
**FIRST APPEAL ST.NO.8239 OF 1996**

| Office Notes,Office memorandum of Coram, appearances,Court's orders or directions & Registrar's orders. | Court's or Judge's orders |
|---|---|

**CORAM: A.S.OKA, J.**
**DATED: JUNE 5, 2006.**

**P.C.:**

1. This application is for condonation of delay in preferring the First Appeal against the Judgment and Award dated 7th April 1995 passed in L.A.R.No.283 of 1989. Office noting shows that the names of Respondent Nos.2 to 4 who were claimant Nos.2 to 4 in the Reference under section 18 of the Land Acquisition Act, 1894 have been ordered to be deleted from the cause title of the Application. The result of the said order is that there cannot be any Appeal as against the Respondent Nos.2 to 4. Thus, the Judgment and Award has attained finality in so far as Respondent Nos.2 to 4 are concerned.

2. In view of this position, Appeal as against the Respondent No.1 is not maintainable. No purpose will be served by condoning the delay as the Appeal is not maintainable. Accordingly,

Application is rejected.

**Judge.**